

HOUSE BILL 691

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2004 Regular Session
4r2132
CF 4r2131

By: **Delegate Heller (Joint Committee on the Management of Public Funds)**
and Delegates Aumann, Conway, and Marriott

Introduced and read first time: February 4, 2004

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Treasury - Deposits by Units of State Government**

3 FOR the purpose of removing a requirement that units of State government deposit
4 certain revenue into the State Treasury monthly; providing that units of State
5 government must deposit certain revenue into certain depositories in
6 accordance with certain regulations and policies; and generally relating to
7 deposits of revenue by units of State government.

8 BY repealing and reenacting, with amendments,
9 Article - State Finance and Procurement
10 Section 6-213
11 Annotated Code of Maryland
12 (2001 Replacement Volume and 2003 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - State Finance and Procurement**

16 6-213.

17 (a) Except as otherwise provided by law, IN ACCORDANCE WITH
18 REGULATIONS AND POLICIES ADOPTED BY THE TREASURER AND THE
19 COMPTROLLER, each unit of the State government [monthly] shall:

20 (1) pay into DEPOSITARIES DESIGNATED BY THE TREASURER FOR THE
21 ACCOUNT OF the State Treasury all collections, fees, income, and other revenues that
22 are received by the unit; and

23 (2) account to the Comptroller for those revenues.

24 (b) The Comptroller shall credit the revenues that a unit pays into
25 DEPOSITARIES DESIGNATED BY THE TREASURER FOR THE ACCOUNT OF the State
26 Treasury:

1 (1) to the account that the law specifies; or

2 (2) if the law does not specify an account, to an account that the
3 Comptroller designates for the use of the unit.

4 (c) (1) With the approval of the Governor, the Comptroller:

5 (i) shall exempt revenues from the requirements of subsection (a)
6 of this section if the Comptroller determines that the exemption would be in the
7 public interest; and

8 (ii) may rescind an exemption.

9 (2) The Comptroller shall keep a record that shows each exemption and
10 the reasons for it.

11 (3) The records shall be kept in the Office of the Comptroller and shall be
12 open to public inspection.

13 (d) (1) In this subsection, "State institution" includes a hospital or center
14 that the State operates.

15 (2) The Treasurer may exclude from the State Treasury the personal
16 funds that a State institution holds for its residents or clients.

17 (3) A State institution shall use, as a depository for these funds, a
18 financial institution that the Treasurer approves.

19 (4) The Treasurer may require the submission of a proposed agreement
20 between the State institution and the financial institution and may approve or
21 disapprove the agreement.

22 (5) The accounts established by a State institution shall be interest
23 bearing accounts.

24 (6) All interest on money of a resident or client of a State institution
25 shall be credited to the resident or client.

26 (7) A State institution shall:

27 (i) keep records of all transactions that involve money of a resident
28 or client; and

29 (ii) provide the resident or client with a statement of those
30 transactions at least each 6 months and on discharge.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2004.